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**UNITED STATES DISTRICT COURT**  
**EASTERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA,

Case No: 1:22-cr-00213-JAM-BAM

11 Plaintiff,

**STIPULATION AND PROTECTIVE ORDER  
BETWEEN THE UNITED STATES AND  
DEFENDANT REGARDING PRODUCTION OF  
PROTECTED INFORMATION (ECF No. 297)**

12 v.  
13

14 CHARLES BARRETT  
15

16 Defendant.  
17

18  
19 WHEREAS, the discovery in this case contains private personal information regarding third  
20 parties, including but not limited to their names, dates of birth, physical descriptions, medical  
21 information, telephone numbers and/or residential addresses (“Protected Information”); and  
22

23 WHEREAS, the parties desire to avoid both the necessity of large scale redactions and the  
24 unauthorized disclosure or dissemination of this information to anyone not a party to the court  
25 proceedings in this matter;

26 The parties agree that entry of a stipulated protective order is therefore appropriate.  
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1 THEREFORE, defendant Charles Barrett, by and through his counsel of record, Donald B.  
2 Marks (“Defense Counsel”), and the United States of America, by and through Assistant United States  
3 Attorney Michael G. Tierney, hereby agree and stipulate as follows:

4 1. This Court may enter a protective order pursuant to Rule 16(d) of the Federal Rules of  
5 Criminal Procedure, and its general supervisory authority.

6 2. This Order pertains to all discovery provided to or made available to Defense Counsel as  
7 part of discovery in this case (hereafter, collectively known as “the discovery”).

8 3. By signing this Stipulation and Protective Order, Defense Counsel agrees not to share any  
9 documents that contain Protected Information with anyone other than Defense Counsel’s attorneys,  
10 designated defense investigators, designated defense experts, and support staff. Defense Counsel may  
11 permit the defendant to view unredacted documents under the supervision of his attorneys, defense  
12 investigators, and/or support staff while in the offices of defense counsel or in another location chosen by  
13 defense counsel. The parties agree that Defense Counsel, defense investigators, and support staff shall  
14 not allow the defendant to retain Protected Information contained in the discovery. The parties agree that  
15 Defense Counsel, defense investigators, and support staff may provide the defendant with copies of  
16 documents, if any, from which Protected Information has first been redacted.

17 5. The discovery and information therein may be used only in connection with the litigation  
18 of this case and for no other purpose. The discovery is now and will forever remain the property of the  
19 United States of America (“Government”). Defense Counsel will return the discovery to the government  
20 or, alternatively, keep it archived within its sole possession at the conclusion of the case.

21 6. Defense Counsel will store the discovery in a secure place and will use reasonable care to  
22 ensure that it is not disclosed to third persons in violation of this agreement.

23 7. Defense Counsel shall be responsible for advising the Defendant, employees, and other  
24 members of the defense team, and defense witnesses of the contents of this Stipulation and Order.

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1       8. In the event that Defendant substitutes counsel, undersigned Defense Counsel agrees to  
2 withhold discovery from new counsel unless and until substituted counsel agrees also to be bound by  
3 this Order.

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6 IT IS SO STIPULATED.

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8 Dated:

By:/s/ Donald B Marks  
Donald B. Marks  
Attorney for Defendant  
CHARLES BARRETT

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11 Dated: August 22, 2024

PHILLIP A. TALBERT  
United States Attorney

12  
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14 IT IS SO ORDERED.

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16  
17 Dated: September 03, 2024

18  
19 /s/ John A. Mendez

20 THE HONORABLE JOHN A. MENDEZ  
21 SENIOR UNITED STATES DISTRICT JUDGE